

5. PUBLIC AGENCY PERMIT, GUADALUPE RIVER, SANTA CLARA COUNTY; SANTA CLARA COUNTY FLOOD CONTROL AND WATER DISTRICT - W.O. 4856, P.R.C. 3949.9.

After consideration of Calendar Item 7 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE TO THE SANTA CLARA COUNTY FLOOD CONTROL AND WATER DISTRICT OF A 49-YEAR LIFE-OF-STRUCTURE PERMIT, FROM MAY 23, 1968, IN CONSIDERATION OF THE PUBLIC BENEFIT AND PROTECTION, FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF A FLOOD-CONTROL CHANNEL ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment

Calendar Item 7 (4 pages)

CALENDAR ITEM

5/68
W.O. 4856

7.

PUBLIC AGENCY PERMIT

APPLICANT: Santa Clara County Flood Control and Water District
LOCATION: Guadalupe River, Santa Clara County
PROPOSED USE: Construction, operation and maintenance of a flood control channel
TERMS: 49 years, from May 23, 1968
CONSIDERATION: The public benefit and protection

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509
- b. Administrative Code: Title 2, Div. 3, Secs. 2000-2011
- c. Commission policy: Minute Item 18 of November 18, 1959

EXHIBITS: A. Legal description B. Location map

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO THE SANTA CLARA COUNTY FLOOD CONTROL AND WATER DISTRICT OF A 49-YEAR LIFE-OF-STRUCTURE PERMIT, FROM MAY 23, 1968, IN CONSIDERATION OF THE PUBLIC BENEFIT AND PROTECTION, FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF A FLOOD-CONTROL CHANNEL ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

All that certain real property situate in the County of Santa Clara, State of California, described as follows:

Being the lands within the Santa Clara County Flood Control and Water District project as shown on that certain map designated as "Map and General Construction Plans of Guadalupe River Unit 1, from Montague Road to Alviso Slough," dated April 26, 1963, and filed in the Office of the County Engineer, County of Santa Clara, State of California, Map file No. 15022, to wit:

Beginning at the center line intersection of El Dorado and Moffat Streets; thence from said point of beginning along the center line of El Dorado Street S 0° 58' 30" W 95.03 feet to a point on the northerly line of said lands; thence along a curve to the left from a tangent bearing S 57° 30' 48" E, with a radius of 559.98 feet through a central angle of 21° 53' 40" an arc distance of 213.97 feet to the true point of beginning of this description; thence along the northerly and easterly line of said lands S 79° 24' 28" E 1254.46 feet; thence along a curve to the right with a radius of 1765.50 feet through a central angle of 66° 52' 14" an arc distance of 2,060.54 feet; thence S 12° 32' 14" E 358.31 feet; thence along a curve to the left with a radius 825.00 feet through a central angle of 21° 47' 13" an arc distance of 313.71 feet; thence S 34° 19' 27" E 2983.95 feet; thence along a curve to the left with a radius of 1035.00 feet, through a central angle of 32° 00' 09" for an arc distance of 578.10 feet; thence S 66° 19' 36" E 692.32 feet; thence along a curve to the right with a radius of 3280.00 feet, through a central angle of 23° 16' 26" for an arc distance of 1332.36 feet, to a point of compound curvature; thence along a curve to the right with a radius of 2403.00 feet, through a central angle of 17° 25' 37" for an arc length of 758.87 feet to a point of reversed curvature; thence along a curve to the left with a radius of 1335.00 feet, through a central angle of 29° 17' 03" for an arc distance of 682.33 feet; thence S 54° 54' 36" E 185.64 feet; thence along a curve to the right with a radius of 1660.00 feet, through a central angle of 17° 18' 26" for an arc distance of 501.43 feet to a point of reversed curvature; thence along a curve to the left with a radius of 1490.00 feet, through a central angle of 11° 33' 29" for an arc distance of 300.57 feet; thence S 49° 09' 39" E 164.80 feet; thence along a curve to the left with a radius of 137.11 feet, through a central angle of 6° 56' 42" for an arc distance of 16.62 feet to a point of a compound curvature; thence along a curve to the left with a radius of 1500.00 feet, through a central angle of 17° 36' 03" for an arc distance of 460.79 feet; thence S 73° 42' 24" E 164.80 feet; thence along a curve to the left with a radius of 147.10 feet, through a central angle of 6° 56' 42" for an arc distance of 17.83 feet to a point of compound curvature; thence along a curve to the left with a radius of 1510.00 feet through a central angle of 18° 31' 44" for an arc distance of 488.32 feet to a point of reversed curvature; thence along a curve to the right with a radius of 640.00

EXHIBIT 'A' (CONTD.)

feet through a central angle of $115^{\circ} 41' 36''$ for an arc distance of 1292.31 feet to a point of reversed curvature; thence along a curve to the left with a radius of 1360.00 feet, through a central angle of $45^{\circ} 53' 25''$ for an arc distance of 1,113.01 feet; thence S $16^{\circ} 30' 00''$ E 121.19 feet, to a point on the center line of Montague Road, from which said point the center line intersection of Montague Road and San Jose Alviso Road bears N $65^{\circ} 51' 37''$ E 1375.09 feet; thence along said center line S $65^{\circ} 51' 37''$ W 58.76 feet; thence N $68^{\circ} 44' 51''$ W 47.24 feet; thence S $63^{\circ} 16' 04''$ W 162.77 feet;

thence along a curve to the right from a tangent bearing N $32^{\circ} 39' 36''$ W with a radius of 1640.00 feet through a central angle of $49^{\circ} 10' 22''$ for an arc distance of 1407.49 feet to a point of reversed curvature; thence along a curve to the left with a radius of 360.00 feet, through a central angle of $115^{\circ} 41' 36''$ for an arc distance of 726.92 feet to a point of reversed curvature; thence along a curve to the right with a radius of 1790.00 feet, through a central angle of $18^{\circ} 31' 44''$ for an arc distance of 578.87 feet; thence N $80^{\circ} 39' 06''$ W 164.80 feet; thence along a curve to the right with a radius of 437.04 feet through a central angle of $6^{\circ} 56' 42''$ for an arc distance of 52.97 feet to a point of a compound curvature; thence along a curve to the right with a radius of 1800.00 feet through a central angle of $17^{\circ} 36' 03''$ for an arc distance of 552.95 feet; thence N $56^{\circ} 06' 21''$ W 164.80 feet; thence along a curve to the right with a radius of 447.06 feet through a central angle of $6^{\circ} 56' 42''$ for an arc distance of 54.19 feet, to a point of a compound curvature; thence along a curve to the right with a radius of 1810.00 through a central angle of $11^{\circ} 33' 29''$ for an arc distance of 365.12 feet to a point of reversed curvature; thence along a curve to the left with a radius of 1340.00 feet, through a central angle of $16^{\circ} 59' 19''$ for an arc distance of 397.32 feet to a point of compound curvature; thence along a curve to the left with a radius of 908.89 feet, through a central angle of $6^{\circ} 19' 32''$ for an arc distance of 100.34 feet to a point of a reversed curvature; thence along a curve to the right with a radius of 908.89 feet, through a central angle of $6^{\circ} 19' 39''$ for an arc distance of 100.34 feet to a point of compound curvature; thence along a curve to the right with a radius of 1665.00 feet through a central angle of $28^{\circ} 57' 56''$ for an arc distance of 841.73 feet to a point of reversed curvature; thence along a curve to the left with a radius of 2165.00 feet through a central angle of $17^{\circ} 25' 37''$ for an arc distance of 658.50 feet to a point of compound curvature; thence along a curve to the left with a radius of 2450.00 feet through a central angle of $23^{\circ} 16' 26''$ for an arc distance of 1198.31 feet; thence N $66^{\circ} 19' 36''$ W 692.32 feet; thence along a curve to the right with a radius of 1365.00 feet through a central angle of $31^{\circ} 37' 07''$ for an arc distance of 753.27 feet; thence N $34^{\circ} 42' 29''$ W 2985.29 feet; thence along a curve to the right with a radius of 1175.00 feet through a central angle of $22^{\circ} 10' 15''$ for an arc distance of 454.67 feet; thence N $12^{\circ} 32' 14''$ W 358.31 feet; thence along a curve to the left

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with a radius 1236.39 feet through a central angle of $67^{\circ} 44' 18''$ for an arc distance of 1461.73 feet; thence N $80^{\circ} 16' 32''$ W 1392.74 feet; thence N $10^{\circ} 04' 54''$ E 480.02 feet to the true point of beginning, containing 122 acres, more or less.